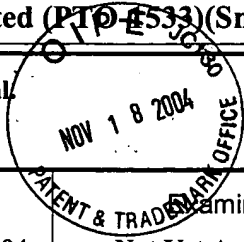


**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
50080-00890

In Re Application Of: LAOR, et al.



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/781,042	February 18, 2004	Not Yet Assigned	25231	2874	8371

Invention:

**PLANAR ARRAY OPTICAL SWITCH AND METHOD**

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
May 14, 2004  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ \_\_\_\_\_ verified small entity declaration(s)
  - ☐ is/are attached.
  - ☐ was/were filed on \_\_\_\_\_
- ☐ A separate request for refund.
- ☐ Other (list):

11/19/2004 CCHAU1 00000011 10781042  
03 FC:2254 765.00 OP

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
**50080-00890**

In Re Application Of: **LAOR, et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/781,042	February 18, 2004	Not Yet Assigned	25231	2874	8371

Invention:

**PLANAR ARRAY OPTICAL SWITCH AND METHOD**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$395.00

☐ Design application filing fee                     

☒ Total number of independent claims = 1                     

☒ Total number of claims = 1                     

☐ Multiple dependent claims                     

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$65.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor                     

☐ Fee for processing an application filed with a non-English language specification                     

☐ Fee for processing and retention of application                     

Total completion of application fees \$460.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☒ Four months    ☐ Five months

from: July 14, 2004                      until: November 15, 2004  
*Date* *Date*

Total time extension fees \$765.00

Total fees due \$1,225.00

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
**50080-00890**

In Re Application Of: **LAOR, et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/781,042	February 18, 2004	Not Yet Assigned	25231	2874	8371

Invention:

**PLANAR ARRAY OPTICAL SWITCH AND METHOD**

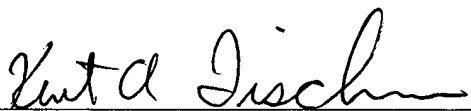
**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

The fee of **\$1,225.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-1419**
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-1419**
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
Signature

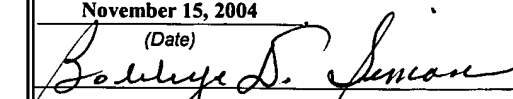
**Kent A. Fischmann, Esq.**  
**Registration No. 35,511**  
**MARSH FISCHMANN & BREYFOGLE LLP**  
**3151 South Vaughn Way, Suite 411**  
**Aurora, Colorado 80014**  
**(720)562-5501**

Dated: **November 15, 2004**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

**November 15, 2004**

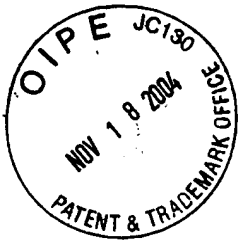
(Date)

  
Signature of Person Mailing Correspondence

**Bobbye D. Simon**

Typed or Printed Name of Person Mailing Correspondence

CC:



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

LAOR et al.

Serial No.: 10/781,042

Filed: February 18, 2004

Confirmation No.: 8371

Atty. File No.: 50080-00890

For: "PLANAR ARRAY OPTICAL  
SWITCH AND METHOD"

) Group Art Unit: 2874

)

) Examiner: Not Yet Assigned

)

)

SUBMISSION OF MISSING PARTS

)

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<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>November 15, 2004</u>.</p> <p style="text-align: center;">MARSH FISCHMANN &amp; BREYFOGLE LLP</p> <p>BY: <u>Bobbie D. Simon</u> Bobbie D. Simon</p>
--

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
MAIL STOP MISSING PARTS

Dear Sir:

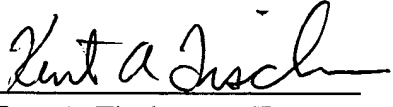
In response to the Notice to File Missing Parts dated May 14, 2004, in connection with the above-identified application, enclosed herewith please find a Declaration. Please note that the Assignment documents have been submitted to the Assignment Branch under separate cover on this same date. Applicant is also submitting a First Preliminary Amendment under separate cover on this same date.

Applicant hereby requests an extension of time and enclosed is a check in the amount of \$1,225.00 which includes the amount of \$765.00 for payment of the extension fee, the amount of \$395.00 for the filing fee, reflecting small entity status, and the amount of \$65.00 for payment of

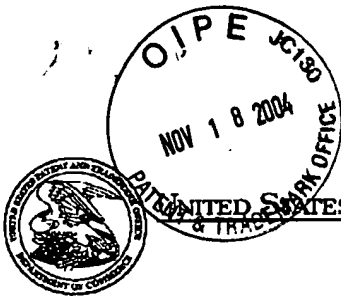
the surcharge. Please credit any overpayment or debit any underpayment to Deposit Account No. 50-1419. A copy of the Notice to File Missing Parts is also enclosed.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By:   
Kent A. Fischmann, Esq.  
Registration No. 35,511  
3151 South Vaughn Way, Suite 411  
Aurora, Colorado 80014  
(720)562-5501

Date: November 15, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/781,042	02/18/2004	Herzel Laor	50080-00890

MARSH FISCHMANN & BREYFOGLE LLP  
3151 South Vaughn Way, Suite 411  
Aurora, CO 80014

CONFIRMATION NO. 8371

FORMALITIES LETTER



\*OC000000012671405\*

Date Mailed: 05/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

**RECEIVED**

MAY 17 2004

*Filing Date Granted*

MARSH FISCHMANN & BREYFOGLE LLP

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$600 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1500** for a Large Entity

- |   |                   |                   |
|---|-------------------|-------------------|
| • \$770 Statutory basic filing fee.         | 11/19/2004 CCHAU1 | 00000011 10781042 |
| • \$130 Late oath or declaration Surcharge. | 01 FC:2001        | 395.00 OP         |
|   | 02 FC:2051        | 65.00 OP          |
- Total additional claim fee(s) for this application is **\$600**

- \$258 for 3 independent claims over 3.
- \$342 for 19 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE